

REMARKS

Claims 1-4, 7-13, 18, 21 and 22 stand rejected under 35 USC 102(e) as being anticipated by Kuwata. Claims 4, 12 and 13 stand rejected under 35 USC 103(a) as being unpatentable over Kuwata in view of Gitany-Alonso. Claims 5 and 6 stand rejected under 35 USC 103(a) as being unpatentable over Kuwata in view of Gitany-Alonso and Delany. Claims 14, 16-21 and 23 stand rejected under 35 USC 103(a) as being unpatentable over Kuwata in view of Gitany-Alonso. Claim 15 stands rejected under 35 USC 103(a) as being unpatentable over Kuwata in view of Gitany-Alonso and Kumpf. These rejections are respectfully traversed.

As detailed in the amendment dated May 6, 2009, the claims are directed to a multi-function peripheral capable of at least copying, scanning, or printing image data and configured to receive an additional function list or information. The Kuwata reference fails to disclose an additional function list receiver in a multi-function peripheral as claimed. Further, as detailed in the amendment dated May 6, 2009, the other cited references do not cure this defect.

In response to the amendment dated May 6, 2009, the Examiner stated that the recitation "multifunction printer" was not given patentable weight since the recitation occurs in the preamble. The Examiner further states that a "preamble is generally not accorded any patentable weight where it merely recites the purpose of a process or the intended use of a structure, and where the body of the claim does not depend of the preamble for completeness but, instead, the process steps or structural limitations are able to stand alone." Final Action dated August 18, 2009, page 2 (citations omitted). Although applicants respectfully disagree that the recitation "multifunction printer" should not be given patentable weight, the claims have been amended to include the structural features of a scanner or printer in the body of the claim. Accordingly, these features of the device should be provided patentable weight.

Because the cited art does not disclose or suggest a multi-function printer configured to receive an additional function list or information as claimed, the rejections of claims 1-23 should be withdrawn.

In view of the above, each of the claims in this application is in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the event the U.S. Patent and Trademark Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. **325772033400**.

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Respectfully submitted,

By 

Jonathan Bockman

Registration No.: 45,640

MORRISON & FOERSTER LLP

1650 Tysons Blvd, Suite 400

McLean, Virginia 22102

(703) 760-7769